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December 10, 2021

Hon. Katherine Polk Failla
United States District Judge
Southern District of New York
40 Foley Square
New York, New York 10007

MEMO ENDORSED

Re: United States v. Messiah Perry
Ind. No. 15 Cr 608 (KPF)

Dear Judge Failla:

This letter is respectfully submitted to make a second request for an extension of time on behalf of Mr. Perry to submit any post-conviction motion for relief pursuant to *United States v. Davis*, 139 S. Ct. 2319 (2019). Since my prior request, I have been able to review the relevant materials in the docket and research the applicable case law. I have communicated to some extent with Mr. Perry through Corrlinks and regular mail. Before filing anything I would like to complete my dialogue with the client, who is in custody, about the appropriate next steps. Thank you for your consideration of this matter.

Respectfully submitted,

Michael
Sporn


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Date: 2021.12.10 16:27:09 -05'00'

Michael H. Sporn

MHS/ss
Cc: Scott Hartman, Esq.

Application GRANTED. The parties shall adhere to the following briefing schedule: Mr. Perry's opening submission is due January 10, 2022; the Government's opposition is due February 7, 2022; and Mr. Perry's reply is due February 21, 2022.

The Clerk of Court is directed to terminate the pending motion at docket number 582.

Dated: December 10, 2021
New York, New York

SO ORDERED.



HON. KATHERINE POLK FAILLA
UNITED STATES DISTRICT JUDGE